

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: MIDAMERICAN ENERGY COMPANY AND CORNING MUNICIPAL UTILITIES	DOCKET NO. SPU-00-21
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**ORDER GRANTING PETITION FOR MODIFICATION
OF SERVICE AREA BOUNDARIES**

(Issued October 6, 2003)

On November 9, 2000, MidAmerican Energy Company (MidAmerican) and Corning Municipal Utilities (Corning) filed with the Utilities Board (Board) a joint petition for modification of electric service area boundaries pursuant to 199 IAC 20.3(9). A proposed contract between MidAmerican and Corning to modify the service area boundaries was attached to the petition. The initial filing was not complete, and after several discussions with the Board's staff, MidAmerican and Corning filed an amended petition for modification on September 15, 2003. The petition asked that the service area maps be modified to reflect the sale of a portion of MidAmerican's service territory to Corning. No objections to the petition or amended petition were filed.

MidAmerican has agreed to transfer to Corning exclusive service territory, for the sum of \$45,000, the following parcels in Adams County, Iowa:

All of the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) in Section 33, Township 72 North, Range 34 West of the 5th P.M.; and
All of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of Section 34, Township 72 North, Range 34 West of the 5th P.M.; and

All of the South One Half (S1/2) of Section 2, Township 71 North, Range 34 West of the 5th P.M., lying North of U.S. Highway 34; and

All lots located within the Spring Lake Subdivision, lying North of U.S. Highway 34, all in Adams County, Iowa.

In support of the petition, MidAmerican and Corning state that the parcels being transferred are adjacent to Corning's service territory and that Corning has existing facilities in place to serve the current and future load without interruption. There are six customers that will be transferred from MidAmerican to Corning, and MidAmerican and Corning state that these customers have no objection to the change in service provider.

Iowa Code § 476.25 (2003) provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the MidAmerican and Corning joint petition for modification of service area boundaries. MidAmerican and Corning have stated facts which establish the proposed modification is in the public interest, will prevent unnecessary duplication of facilities, will provide adequate electric service to all customers affected, and will promote the efficient and economical use of electrical systems, pursuant to Iowa Code § 476.25.

IT IS THEREFORE ORDERED:

The joint petition for modification of service area boundaries filed by MidAmerican Energy Company and Corning Municipal Utilities on November 9, 2000, and amended on September 15, 2003, is granted, subject to complaint or investigation.

UTILITIES BOARD

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 6th day of October, 2003.